

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SET CAPITAL LLC, et al., Individually and
on Behalf of All Others Similarly Situated,

Plaintiffs,

v.

CREDIT SUISSE GROUP AG, CREDIT
SUISSE AG, CREDIT SUISSE
INTERNATIONAL, TIDJANE THIAM,
DAVID R. MATHERS, JANUS HENDERSON
GROUP PLC, JANUS INDEX &
CALCULATION SERVICES LLC, and
JANUS DISTRIBUTORS LLC d/b/a JANUS
HENDERSON DISTRIBUTORS,

Defendants.

Case No.: 1:18-cv-02268-AT-SN

DECLARATION OF MICHAEL B. EISENKRAFT

Pursuant to 28 U.S.C. § 1746, I, Michael B. Eisenkraft, declare as follows:

1. I am a member in good standing of the New York bar and I am admitted to practice in this District. I submit this declaration in support of the letter filed herewith by Lead Plaintiffs Set Capital LLC, Stefan Jager, Aleksandr Gamburg, Apollo Asset Limited and the Sudheera Tripuraneni Trust U/A DTD 11/16/2015.

2. Attached as exhibits hereto are true and correct copies of the following:

Exhibit A: November 26, 2024, letter from defense counsel

Exhibit B: November 22, 2024, email from Brendan Schneiderman

Exhibit C: Excerpts from February 2, 2023, Deposition of Leonardo Mayer

Exhibit D: XIV-Lit-001235301

Exhibit E: XIV-Lit-0001235669

Exhibit F: XIV-Lit-001235654

Exhibit G: Exhibit 102 (introduced in depositions of Leonardo Mayer and Melih Arslan)

Exhibit H: Excerpts from January 19, 2023, Deposition of Melih Arslan

Exhibit I: Excerpts from January 31, 2023, Deposition of Tair Aurmont

Exhibit J: Excerpts from February 27, 2023, Deposition of Rob Montefiore

Exhibit K: XIV-Lit-001235682

I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: December 20, 2024

Respectfully submitted,

/s/ Michael B. Eisenkraft

Michael B. Eisenkraft

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